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## Transmittal Form

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<b>To:</b>	<b>USPTO Office of Petitions</b>	
<b>Fax Number:</b>	<b>(571) 273-8300</b>	
<b>From:</b>	<b>Microsoft Corporation</b>	
<b>Date Sent:</b>	<b>September 7, 2005</b>	<b>No. of Pages: 6</b>

**Re: Petition to Expunge Unintentionally Submitted Information**

First Named Inventor: Paul D. Bartholomew Attorney Docket No.: 306743.01

Application No.: 10/804,619

Group Art Unit: 2673

Filed: March 19, 2004

Examiner: Not Yet Assigned

Customer No.: 22971

Confirmation Number: 7852

Title: ASYNCHRONOUS CHANNEL FOR DISPLAYING USER INTERFACE ELEMENTS

Attached please find the following documents submitted for the above-identified application:

1. Transmittal Form (1 page)
2. Petition Fee Processing Transmittal (1 page)
3. Petition under 37 C.F.R. § 1.59(b) to Expunge Unintentionally Submitted Information (2 pages)
4. Copy of previously submitted PTO Form SB-08B (1 page)

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/804,619
	Filing Date	March 19, 2004
	First Named Inventor	Paul D. Bartholomew
	Group Art Unit	2673
	Examiner Name	Not Yet Assigned
<input type="checkbox"/> Sent via Express Mail Label No.:	Attorney Docket Number	306473.01

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (Petition Processing Fee Transmittal) <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement with Form PTO/SB/08A ( pages) <input type="checkbox"/> Response to Notice to File Missing Parts <input type="checkbox"/> A copy of the Notice to File Missing Parts Under 37 CFR 1.52 or 1.5	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) ( sheets) <input type="checkbox"/> Declaration <input type="checkbox"/> Newly Executed ( pages) <input type="checkbox"/> A copy from a prior application (37 CFR 1.63(d))( pages) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition Under § 1.59(b) To Expunge Unintentionally Submitted Information <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> General Power of Attorney (SB80) <input type="checkbox"/> 37 CFR 3.73(b) Statement <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Application Data Sheet <input type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <input checked="" type="checkbox"/> Copy of previously submitted PTO Form SB-08B
CERTIFICATE OF MAILING OR TRANSMISSION (Under 37 CFR § 1.8(a)) I hereby certify that this correspondence is being: <input type="checkbox"/> deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Assignment Recordation Services, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or <input checked="" type="checkbox"/> transmitted by facsimile on the date shown below to the Office of Petitions for the United States Patent and Trademark Office at (571) 272-8300. Date <u>September 7, 2005</u> Signature <u>John Campa</u> Printed Name <u>John Campa</u>		
Remarks <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees required, or credit any overpayments, to Deposit Account No. 60-0463 for the above identified patent application.		

SIGNATURE OF ATTORNEY OR AGENT					
Signature	<u>John Campa</u>	Reg. No.	49,014		
Name of Attorney or Agent		John Campa			
Date	September 7, 2005	Tel.	(425) 706-0731	Facsimile No.	(425) 708-3834
Assignee Name:		MICROSOFT CORPORATION ONE MICROSOFT WAY REDMOND, WA 98052			
Customer Number:		22971			

SEP 07 2005

**PROCESSING FEE  
Under 37 CFR 1.17(i)  
TRANSMITTAL**

(Fees are subject to annual revision)

Send completed form to: Commissioner for Patents  
P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/804,619
Filing Date	March 19, 2004
First Named Inventor	Paul D. Bartholomew
Art Unit	2673
Examiner Name	Not Yet Assigned
Attorney Docket Number	306473.01

Enclosed is a paper filed under 37 CFR § 1.59(b) that requires a processing fee (37 CFR 1.17(i)).  
Payment of \$ 130.00 is enclosed.

This form should be included with the above-mentioned paper and faxed or mailed to the Office using the appropriate Mail Stop, if applicable. For transmittal of petition fees under 37 CFR 1.17(f), (g) or (h), see form PTO/SB/17p.

**Payment of Fees** (small entity amounts are NOT available for the processing fees)

☒ The Commissioner is hereby authorized to charge the following fees to Deposit Account No. 50-0463:

☒ processing fee under 37 CFR 1.17(i) ☒ any deficiency of fees and credit of any overpayments

Enclose a duplicative copy of this form for fee processing.

☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.

☐ Payment by credit card (Form PTO-2038 or equivalent enclosed). Do not provide credit card information on this form.

**Processing Fees under 37 CFR 1.17(i): Fee \$130 Fee Code 1808 for all,  
Except for § 1.221 papers (Fee Code 1803)**

For papers filed under:

§ 1.28(c)(3) - for processing a non-itemized fee deficiency based on an error in small entity status.

§ 1.41 - for supplying the name or names of the inventor or inventors after the filing date without an oath or declaration as prescribed by § 1.63, except in provisional applications.

§ 1.48 - for correcting inventorship, except in provisional applications.

§ 1.52(d) - for processing a nonprovisional application filed with a specification in a language other than English.

§ 1.53(b)(3) - to convert a provisional application filed under § 1.53(c) into a nonprovisional application under § 1.53(b).

§ 1.55 - for entry of late priority papers.

§ 1.71(g)(2) - to enter an amendment to the specification for purposes of 35 U.S.C. 103(c)(2) if not filed within the cited time periods.

§ 1.98(a) - for processing a belated submission under § 1.89.

§ 1.103(b) - for requesting limited suspension of action; continued prosecution application (§ 1.53(d)).

§ 1.103(c) - for requesting limited suspension of action; request for continued examination (§ 1.114).

§ 1.103(d) - for requesting deferred examination of an application.

§ 1.217 - for processing a redacted copy of a paper submitted in the file of an application in which a redacted copy was submitted for the patent application publication.

§ 1.221 - for requesting voluntary publication or republication of an application. **Fee Code 1803**

§ 1.291(c)(5) - for processing a second or subsequent protest by the same real party in interest.

§ 1.497(d) - for filing an oath or declaration pursuant to 35 U.S.C. 371(c)(4) naming an inventive entity different from the inventive entity set forth in the international stage.

§ 3.81 - for a patent to issue to assignee, assignment submitted after payment of the issue fee.

  
Signature

John Campa

Typed or printed name

September 7, 2005

Date

49,014

Registration No., if applicable

SEP 07 2005

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: Paul D. Bartholomew Attorney Docket No.: 306743.01

Application No.: 10/804,619

Group Art Unit: 2673

Filed: March 19, 2004

Examiner: Not Yet Assigned

Customer No.: 22971

Confirmation Number: 7852

Title: ASYNCHRONOUS CHANNEL FOR DISPLAYING USER INTERFACE ELEMENTS

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.59(b)TO EXPUNGE INFORMATION UNINTENTIONALLY SUBMITTED IN APPLICATION

Applicant respectfully requests that information unintentionally submitted in an Information Disclosure Statement ("IDS") on June 24, 2005 be expunged and returned to Applicant. The unintentionally submitted information that Applicant would like expunged and returned was identified in the IDS on the accompanying PTO Form SB-08B as: MING LIU, "Spooler Service Scalability Improvements," 2005, pp. 1-19, Version 0.8, Microsoft Corporation, Redmond, WA. A copy of the PTO Form SB-08 is attached for the Office's convenience.

The above identified information was unintentionally submitted and the failure to obtain its return would cause irreparable harm to Applicant. Moreover, the above identified information has not otherwise been made public by Applicant. Further, Applicant commits to retain the above identified information for the period of any patent with regard to which this information was submitted. In addition, Applicant submits that the above identified information which is requested to be returned is not material information under 37 C.F.R. § 1.56.

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- 1 of 2 -

Docket No. 306473.01

PATENT

Applicant authorizes the Office to charge Deposit Account No. 50-0463 to cover the required fee under 37 C.F.R. § 1.17(i) for this Petition. Accordingly, it is believed that all of the requirements of 37 C.F.R. § 1.59(b) have been met and the Office may properly grant this Petition.

If any fees are required for this Petition in addition to the fees identified above, the Office is also authorized to charge these additional fees, or credit any overpayments, to Deposit Account No. 50-0463. Further, the Office is invited to contact the undersigned to discuss this Petition in the event that there are any outstanding matters remaining.

Respectfully submitted,

MICROSOFT CORPORATION

Date: September 7, 2005

By: John Campa  
John Campa, Reg. No. 49,014  
Microsoft Corporation  
Redmond, Washington  
Telephone (425) 706-0731

CERTIFICATE OF TRANSMISSION  
UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being:

☒ transmitted by facsimile on the date shown below to the Office of Petitions for the United States Patent and Trademark Office at (571) 273-8300.

September 7, 2005

Date

John Campa

Signature

John Campa

Typed or Printed Name